

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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STEVEN SCHMALZ, Individually, and On	:	
Behalf of All Others Similarly Situated,	:	
	:	Electronically Filed
Plaintiff,	:	
	:	Civil Action No.: 7:08-cv-0264-KMK
v.	:	(ECF Case)
	:	
MBIA INC., GARY C. DUNTON and C.	:	Hon. Kenneth M. Karas
EDWARD CHAPLIN,	:	
	:	
Defendants.	:	
	:	
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<i>(Additional Captions on the Following Page)</i>		

**PLYMOUTH COUNTY RETIREMENT SYSTEM'S NOTICE OF WITHDRAWAL
WITHOUT PREJUDICE OF ITS MOTION FOR CONSOLIDATION, APPOINTMENT
AS LEAD PLAINTIFF, AND APPROVAL OF SELECTION OF LEAD COUNSEL**

TEAMSTERS LOCAL 807 LABOR
MANAGEMENT PENSION FUND,
Individually, and On Behalf of All Others
Similarly Situated,

Plaintiff,

V.

MBIA INC., GARY C. DUNTON, C.
EDWARD CHAPLIN and JOSEPH W.
BROWN,

Defendants.

GARY KOSSEFF, Individually, and On Behalf
of All Others Similarly Situated,

Plaintiff,

V.

MBIA INC., GARY C. DUNTON and C.
EDWARD CHAPLIN,

Defendants.

Electronically Filed

Civil Action No.: 1:08-cv-01845-UA
(ECF Case)

Electronically Filed

Civil Action No.: 7:08-cv-02362-UA
(ECF Case)

On March 11, 2008, Plymouth County Retirement System (“Plymouth County”) filed a motion for consolidation, appointment as lead plaintiff of the securities class action against MBIA Inc., and for approval of its selection of lead counsel. The Teachers Retirement System of Oklahoma (“Oklahoma Teachers”) also filed a motion for consolidation, appointment as lead plaintiff, and approval of selection of lead counsel. Having reviewed the competing motion filed by Oklahoma Teachers, it appears that Plymouth County does not possess the “largest financial interest in the relief sought by the class” as required by the Private Securities Litigation Reform Act, 15 U.S.C. § 78u-4(a)(3)(B)(iii)(I)(bb). For this reason, Plymouth County hereby withdraws its motion without prejudice to renew if, for any reason, Oklahoma Teachers’ motion is not granted.

Dated: March 25, 2008

Respectfully submitted,

LABATON SUCHAROW LLP

By: /s/ Christopher J. Keller
Christopher J. Keller (CK-2347)
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*Attorneys for the Plymouth County Retirement
System and Proposed Lead Counsel for the Class*

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EDWARD CHAPLIN,	:	
	:	
Defendants.	:	
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<i>(Additional Captions on the Following Page)</i>		

CERTIFICATE OF SERVICE

TEAMSTERS LOCAL 807 LABOR
MANAGEMENT PENSION FUND,
Individually, and On Behalf of All Others
Similarly Situated,

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MBIA INC., GARY C. DUNTON, C.
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I, Christopher J. Keller, hereby certify, that on March 25, 2008, I electronically filed a true and correct copy of the foregoing document:

- Plymouth County Retirement System's Notice of Withdrawal Without Prejudice of its Motion for Consolidation, Appointment as lead Plaintiff, and Approval of Selection of Lead Counsel

with the Clerk of the Court using the ECF system which will send notification to the following:

SGraziano@blbglaw.com; drosenfeld@csgrr.com; srudman@csgrr.com;

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jerry@blbglaw.com

and I hereby certify that I have caused true and correct copies of the foregoing documents to be served via U.S. mail to the following non-ECF participants:

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/s/ Christopher J. Keller
Christopher J. Keller (CK-2347)